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DOC #:  
DATE FILED: 6/27/08

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

DJK RESIDENTIAL LLC, et al.,

Debtors.

TRIPLE NET INVESTMENTS IX, LP,

Appellant,

v.

DJK RESIDENTIAL LLC, et al.,

Appellees.

Case No.: 08-CV-3737 (RJS)

**STIPULATION WITHDRAWING APPEAL**


**IT IS HEREBY STIPULATED AND AGREED** by and between the undersigned counsel for all parties appearing in this action as follows:

1. The above-captioned appeal is hereby withdrawn with prejudice. *See* Bankr. Rule 8001(c); Fed. R. App. P. 42(b).
2. Each side will bear its own court costs.
3. This stipulation may be signed in multiple counterparts.
5. Facsimile or electronically reproduced signatures shall suffice in lieu of original signatures for all purposes.

6. This stipulation may be filed with the Court without further notice.

Respectfully submitted,

DATED: May 29, 2008  
New York, NY

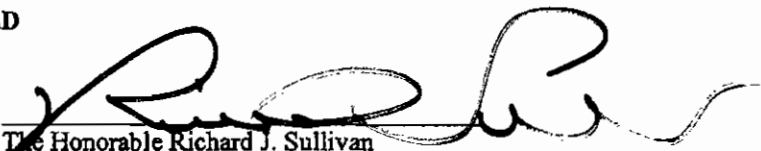
  
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DATED: MAY 28, 2008  
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DJK Residential LLC, et al.

**FOR GOOD CAUSE, IT IS SO ORDERED**

DATED: 6/25, 2008

  
The Honorable Richard J. Sullivan  
United States District Judge